Application Number: 09/396,531

Filing Date: 9/15/99

Inventors: Randall Addington et al.

Title: Bowler's Aid

Assistant Commissioner of Patents

Washington, D.C. 20231

Fax No: (703) 872-9306

Group Art Unit: 3711

Examiner Name: William Pierce

Attorney Docket No.: 99-1001

Amendment After Final Rejection 01/26/2005 Remarks

MAR 1 5 2005

Applicants resubmit the Response, submitted by applicants 06/25/2004, in response to the Office Action mailed 06/18/03. The Office action 06/18/03 is the same as the Office action 1/26/2005. Except for the non-substantive personal remarks directed against applicants and applicants' attorney. These personal remarks were ordered removed and the Office action reissued without these same remarks, in the Decision on Petition 10/2/2003. Except for these personal remarks, the 06/18/2003 Office action is replicated in the Office action 01/26/2005.

The attached resubmitted 06/25/2005 Response, to the Office action 01/26/2005, meets each substantive issue raised in the same substantive Office action 06/18/2003.

Applicant submits and incorporates examiner's Advisory action 07/15/2003. That Advisory action entered applicants' amendments proposed in applicants' response 06/25/2003.

Examiner's Advisory action in response to the 01/26/2005 Office action, should there be one, should be the same as the Advisory action 07/15/2003, made in response to the 06/18/2003 Office action.

Applicants incorporate applicants' 06/25/2003 response to the 06/18/2003, Office action, and the 07/15/2003 Advisory action, attached hereto. The 06/18/2003 Office action is incorporated and made a part of the 01/26/2003 Office action, on page 2, first full paragraph after "Detailed Action."

Applicants have filed a petition charging examiner with the unlawful act of issuing the 01/26/2005 Final Office action, and withdrawing the pending appeal.

Applicants request the unlawful Office action 1/26/2005 be withdrawn and the appeal brief be immediately answered, as directed in the Decision on Petition 10/2/2003, and as requested in the Petition Action, transmitted 03/03/2005.

Submitted

Registration No. 26025

445 11th Ave.

Joel I. Rosenblatt

Indialantic. Florida 32903

321 727 7626 Fax 321 821 1922

TRANSMITTAL FORM (to be used for all correspondence after initial filing) Total Number of Pages in This Submission	U.S. Pate tsons are required to respond to a collecti Application Number Filing Date First Named Inventor Art Unit Examiner Name Attorney Docket Number	Approved for use through 04/30/2003. OMB 0651-0031 and Trademark Office; U.S. DEPARTMENT OF COMMERCE ion of information unless it displays a valid OMB control number 09/396.531 09/15/2003 Randall A Addington 3711 William M. Pierce
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Certified Copy of Priority	Drawing(s) Licensing-related Papers Petition Petition to Convert to a Provisional Application Power of Attorney, Revocation Change of Correspondence Addr Terminal Disclaimer Request for Refund CD, Number of CD(s) marks sed is substitute Fig. 3, submitted for	Other Enclosure(s) (please identify below):
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or Individual Signature Date 6/25/2003 CERTII	FICATE OF TRANSMISSION	
first class mail in an envelope addressed to: Commissione Typed or printed Joelf Rosenblatt	transmitted to the USP10 or deposited w r for Patents. Washington, DC 20231 on to	with the United <u>States Postal Service with s</u> ufficient postage as this date: 06/25/2003

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Signature

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to fite (and by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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Date 06/25/2003

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/396,531	09/15/1999	RANDALL A. ADDINGTON	99-1001	7582

7590



07/15/2003 JOEL I ROSENBLATT 445 11TH AVENUE INDIALANTIC, FL 32903

EXAMINER

PIERCE, WILLIAM M

PAPER NUMBER

ART UNIT

DATE MAILED: 07/15/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

61PA	Application No.	Applicant(s)			
Advisor Advisor	09/396,531	ADDINGTON ET AL.			
AR 1 5 2005 -	Examiner	Art Unit			
1 3 2003	William M Pierce	3711			
The MAILING DATE of this communication app	pears on the cover sheet with the	correspondence address			
The MAILING DATE of this communication appears on the cover sheet with the correspondence address— THE REPLY FILED 25 June 2003 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.					
_	EPLY [check either a) or b)]				
a) Mean The period for reply expires 3 months from the mailing date of this no event, however, will the statutory period for reply expire ONLY CHECK THIS BOX WHEN THE FIRST REPLY WA 706.07(f).	Advisory Action, or (2) the date set forth later than SIX MONTHS from the mailin S FILED WITHIN TWO MONTHS OF TH	g date of the final rejection. IE FINAL REJECTION. See MPEP			
Extensions of time may be obtained under 37 CFR 1.136(a). The fee have been filed is the date for purposes of determining the period fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of (2) as set forth in (b) above, if checked. Any reply received by the Off filed, may reduce any earned patent term adjustment. See 37 CFR 1.	of extension and the corresponding amo f the shortened statutory period for reply fice later than three months after the mai 704(b).	unt of the fee. The appropriate extension originally set in the final Office action; or ling date of the final rejection, even if time!			
1. A Notice of Appeal was filed on Appellant' 37 CFR 1.192(a), or any extension thereof (37 CF	R 1.191(d)), to avoid dismissal of	riod set forth in f the appeal.			
2. The proposed amendment(s) will not be entered b	ecause:				
(a) they raise new issues that would require furth		see NOTE below);			
(b) they raise the issue of new matter (see Note					
(c) they are not deemed to place the application issues for appeal; and/or	in better form for appeal by mate	rially reducing or simplifying the			
(d) they present additional claims without cancel	ling a corresponding number of fi	nally rejected claims.			
NOTE:		-			
3. Applicant's reply has overcome the following reject					
4. Newly proposed or amended claim(s) would canceling the non-allowable claim(s).	l be allowable if submitted in a se	parate, timely filed amendment			
5.☐ The a)☐ affidavit, b)☐ exhibit, or c)☐ request fo application in condition for allowance because:	r reconsideration has been consi	dered but does NOT place the			
6. The affidavit or exhibit will NOT be considered bec raised by the Examiner in the final rejection.	ause it is not directed SOLELY to	o issues which were newly			
7. For purposes of Appeal, the proposed amendment explanation of how the new or amended claims we	t(s) a) will not be entered or b) ould be rejected is provided below	☑ will be entered and an v or appended.			
The status of the claim(s) is (or will be) as follows:					
Claim(s) allowed:					
Claim(s) objected to:					
Claim(s) rejected: 33-58.					
Claim(s) withdrawn from consideration:					
8. The proposed drawing correction filed on 6/25/03 is	s a)⊠ approved or b) disap	proved by the Examiner.			
9. Note the attached Information Disclosure Statemer					
10. Other:	, , ,				
		FORMAC TO THE			

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